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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, )  
09 Plaintiff, ) CASE NO. CR13-238-JCC  
10 v. )  
11 LEONARDO MOTA-VALENZUELA, ) DETENTION ORDER  
12 Defendant. )  
13 \_\_\_\_\_ )

14 Offense charged: Conspiracy to Distribute Cocaine and MDMA/Ecstasy, Conspiracy to  
15 Export Cocaine, Aiding and Abetting the Distribution of Cocaine; Forfeiture Allegations

16 Date of Detention Hearing: February 6, 2019.

17 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
18 based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
19 that no condition or combination of conditions which defendant can meet will reasonably assure  
20 the appearance of defendant as required and the safety of other persons and the community.

21 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22 1. Defendant has been charged with a drug offense, the maximum penalty of which

01 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to  
02 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

03 2. Defendant does not have legal status in the United States. He is a native and  
04 citizen of Mexico. While his partner and children reside in the U.S., other family resides in  
05 Mexico, where he owns property. Defendant's criminal record includes a number of failures  
06 to appear with bench warrant activity in DWLS cases. Defendant is currently in removal  
07 proceedings with ICE. An immigration detainer has been lodged.

08 3. Taken as a whole, the record does not effectively rebut the presumption that no  
09 condition or combination of conditions will reasonably assure the appearance of the defendant  
10 as required and the safety of the community.

11 It is therefore ORDERED:


- 12 1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
13 General for confinement in a correction facility separate, to the extent practicable, from  
14 persons awaiting or serving sentences or being held in custody pending appeal;
- 15 2. Defendant shall be afforded reasonable opportunity for private consultation with  
16 counsel;
- 17 3. On order of the United States or on request of an attorney for the Government, the person  
18 in charge of the corrections facility in which defendant is confined shall deliver the  
19 defendant to a United States Marshal for the purpose of an appearance in connection  
20 with a court proceeding; and

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01 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
02 for the defendant, to the United States Marshal, and to the United State Pretrial Services  
03 Officer.

04 DATED this 6th day of February, 2019.

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07 Mary Alice Theiler  
08 United States Magistrate Judge  
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